

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: Stewart COLE et al.)	
)	
Application No.: 10/510,021)	
)	Group Art Unit: 1645
Filed: October 1, 2004)	
)	Examiner: Rodney P. Swartz
For: IDENTIFICATION OF VIRULENCE)	
ASSOCIATED REGIONS RD1 AND)	Confirmation No. 3824
RD5 LEADING TO IMPROVE)	
VACCINE OF M. BOVIS BCG AND)	
M. MICROTI)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Mail Stop AF

NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the
Examiner's decision mailed April 30, 2008.

The item(s) checked below are appropriate:

1. ☒ Applicant petitions for a three (3) month extension of time, based on the mailing date of the outstanding Office action. The petition fee of \$1,110.00 is enclosed.
2. ☒ The Notice of Appeal Fee of \$540.00 ☒ is enclosed.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: October 30, 2008

By: 

Laurence A. Shumway, Ph.D.
Reg. No. 61,169
(617) 452-1689